

RECEIVED  
CENTRAL FAX CENTER

JUL 07 2005

This facsimile message and its contents are legally privileged and confidential information intended solely for the use of the addressee. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, copying or other use of this message and its contents is strictly prohibited. If you have received this telecopy in error, please notify us immediately by telephone and return the original message to us at the address shown below via the Postal Service. Thank You.

**ALSTON & BIRD LLP**

One Atlantic Center  
1201 West Peachtree Street  
Atlanta, Georgia 30309-3424  
404-881-7000  
Fax: 404-881-7777

**TELECOPY**

PLEASE DELIVER AS SOON AS POSSIBLE

**Date:**

July 7, 2005

**Recipient:**

Mail Stop Amendment

**Company:**United States Patent & Trademark  
Office**Fax Number:**

703-872-9306

**Voice Number:****Sender:**

Karl H. Koster

**Message:**

Number of Pages: (including cover page)

3

IF NOT RECEIVED PROPERLY, PLEASE NOTIFY US IMMEDIATELY AT 404-881-4748.

USER CODE:	KOSTK	REQUESTED BY:	Laisha Richardson
CLIENT/MATTER:	43314/270282	OPERATOR:	<i>Laisha</i>

Attorney's Docket No. 43314/270282

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Addington et al.

Appl. No.: 10/712,890

Filed: November 12, 2003

For: SYSTEMS AND METHODS FOR DISTRIBUTING SOFTWARE FOR A  
HOST DEVICE IN A CABLE SYSTEM

Confirmation No.: 9642

Art Unit: 2122

Examiner: To be assigned

PATENT  
RECEIVED  
CENTRAL FAX CENTER

JUL 07 2005

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450INFORMATION DISCLOSURE STATEMENT  
CITATION UNDER 37 C.F.R. § 1.97

Sir:

Attached is a list of documents on form PTO-1449 along with a copy of any cited foreign patent documents and non-patent literature documents in accordance with 37 CFR 1.98(a)(2).

Although this reference is by the same inventor that was listed on form PTO-1449 that we filed on June 14, 2005, with the same filing date, this is a different reference with a different Publication Number.

It is requested that the Examiner consider these documents and officially make them of record in accordance with the provisions of 37 C.F.R. § 1.97 and Section 609 of the MPEP. By identifying the listed documents, Applicant in no way makes any admission as to the prior art status of the listed documents, but is instead identifying the listed documents for the sake of full disclosure.

No item of information contained in this statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this document after making reasonable inquiry, no item of information contained in this statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three (3) months prior to the filing of this information disclosure statement.

Respectfully submitted,



Karl Koster

Registration No. 50,684

Customer No. 00826  
ALSTON & BIRD LLP  
Bank of America Plaza  
101 South Tryon Street, Suite 4000  
Charlotte, NC 28280-4000  
Tel Atlanta Office (404) 881-7000  
Fax Atlanta Office (404) 881-7777

## CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the US Patent and Trademark Office at Fax No. (703) 872-9306 on the date shown below.

  
Laisha Richardson7/7/05  
Date

Substitute for form 1449/PTO (Revised 04/2003)				Complete if Known		
				Application Number	10/712,890	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (Use as many sheets as necessary)				Filing Date	November 12, 2003	
				First Named Inventor	Addington et al.	
				Group Art Unit	2122	
				Examiner Name	To be assigned	
Sheet	7	of	1	Attorney Docket Number	43314/270282	
<b>U. S. PATENT DOCUMENTS</b>						
Examiner Initials*	Cite No.	Document Number Number - Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages of Relevant Figures Appear	
	1	US-2004/0088734	05-06-2004	Donlan et al.		
<b>FOREIGN PATENT DOCUMENTS</b>						
Examiner Initials	Cite No.	Foreign Patent Document Country Code - Number Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	English Language Translation Attached
<b>OTHER DOCUMENTS</b>						
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s) , volume-issue number(s), publisher, city and/or country where published.				English Language Translation Attached
Examiner Signature				Date Considered		

\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.